

CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Public Hearing to Consider Resolution/Order to Vacate the East 200 Feet of the Alley West of Central Avenue and North of Oak Street

MEETING DATE: May 7, 2003

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council, after reviewing the findings of the Planning Commission, conduct a public hearing and take the appropriate action on the Resolution/Order to Vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street.

BACKGROUND INFORMATION: At its regular meeting of March 19, 2003, the City Council adopted a resolution of intention to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, reserving, however, and excepting from the vacation, a permanent easement and right therein to construct, maintain, repair and operate lines for public utilities, in and across the vacated alley alignment; and referred the matter to the Planning Commission.

The 200 feet of alley proposed for abandonment currently separates the Joe Serna, Jr., Charter School from the Lodi Unified School District (LUSD)-owned parking lot. The abandonment of the alley will allow safe pedestrian access between the classrooms and parking lot and allow the school site to be fenced for security purposes. The expansion plans for the school site include a Headstart preschool and portable classrooms on the north side of the existing alley, as shown on Exhibit A. LUSD will dedicate a 25-foot strip of land along the west boundary of the school site, south of the existing alley, to provide alley access from Oak Street, as shown on the attached Exhibit B. LUSD will also construct and maintain a 6-foot masonry wall along the west side of the proposed alley to separate vehicle traffic from the adjacent residence. The masonry wall will be located on LUSD property.

Since the existing alley is currently necessary to provide access to alley residences and service vehicles, the actual order to vacate the existing alley will not be filed until the new alley alignment right-of-way has been dedicated and all alley improvements have been completed and accepted by the City.

In response to a letter from Mr. and Mrs. Glen Blehm (copy attached), LUSD staff met with concerned property owners at the school site to address their concerns and explain the proposed on-site vehicular circulation at the school site that has been designed to lessen alley traffic and on-street activity.

The Planning Commission at its April 23, 2003, meeting, held a public hearing to determine the public need, present or future, for this alley. The Planning commission determined the vacation and realignment of the proposed alley is consistent with the City General Plan, and the abandoned portion of

APPROVED: _____



H. Dixon Flynn -- City Manager

Public Hearing to Consider Resolution/Order to Vacate the East 200 feet of the Alley West of Central Avenue and North of Oak Street
May 7, 2003
Page 2

the public alley no longer serves a public purpose due to the alley realignment to Oak Street. The Commission is providing their findings to the City Council for the May 7 public hearing.

Pacific Gas & Electric Company, SBC, Comcast (formerly AT&T Broadband) and the City of Lodi Electric Utility Department, and Street and Water/Wastewater Divisions have approved the abandonment of the east 200 feet of the alley. The City Electric Utility Department has advised that the relocation of a street light necessitated by the abandonment will be at the expense of the developer.

FUNDING: Not applicable.



Richard C. Prima, Jr.
Public Works Director

Prepared by Jeannie Matsumoto, Senior Engineering Technician

RCP/JM/pmf

Attachments

cc: City Attorney
Community Development Director
Street Superintendent
Water/Wastewater Superintendent

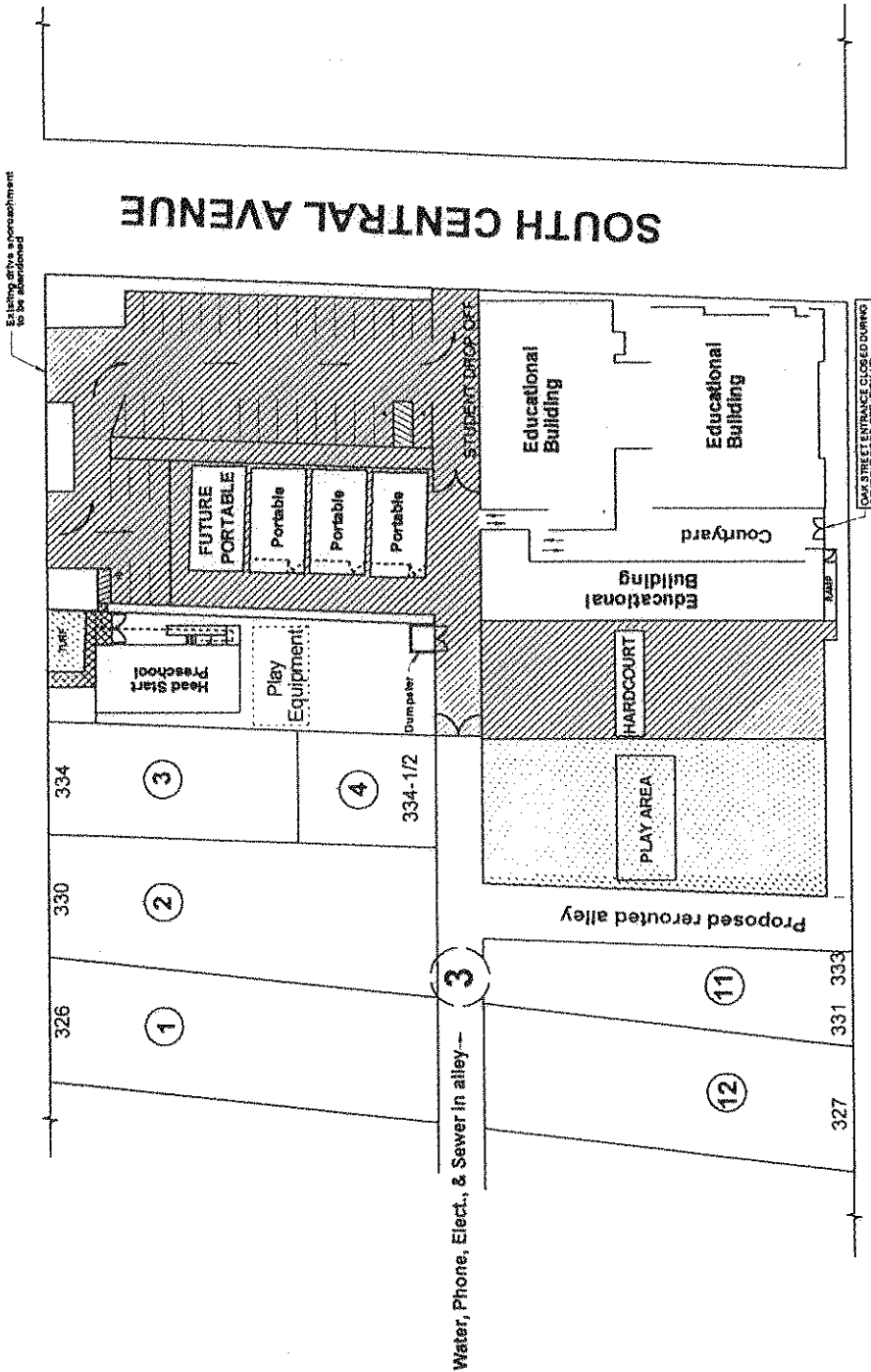


CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A

EAST PINE STREET



EAST OAK STREET





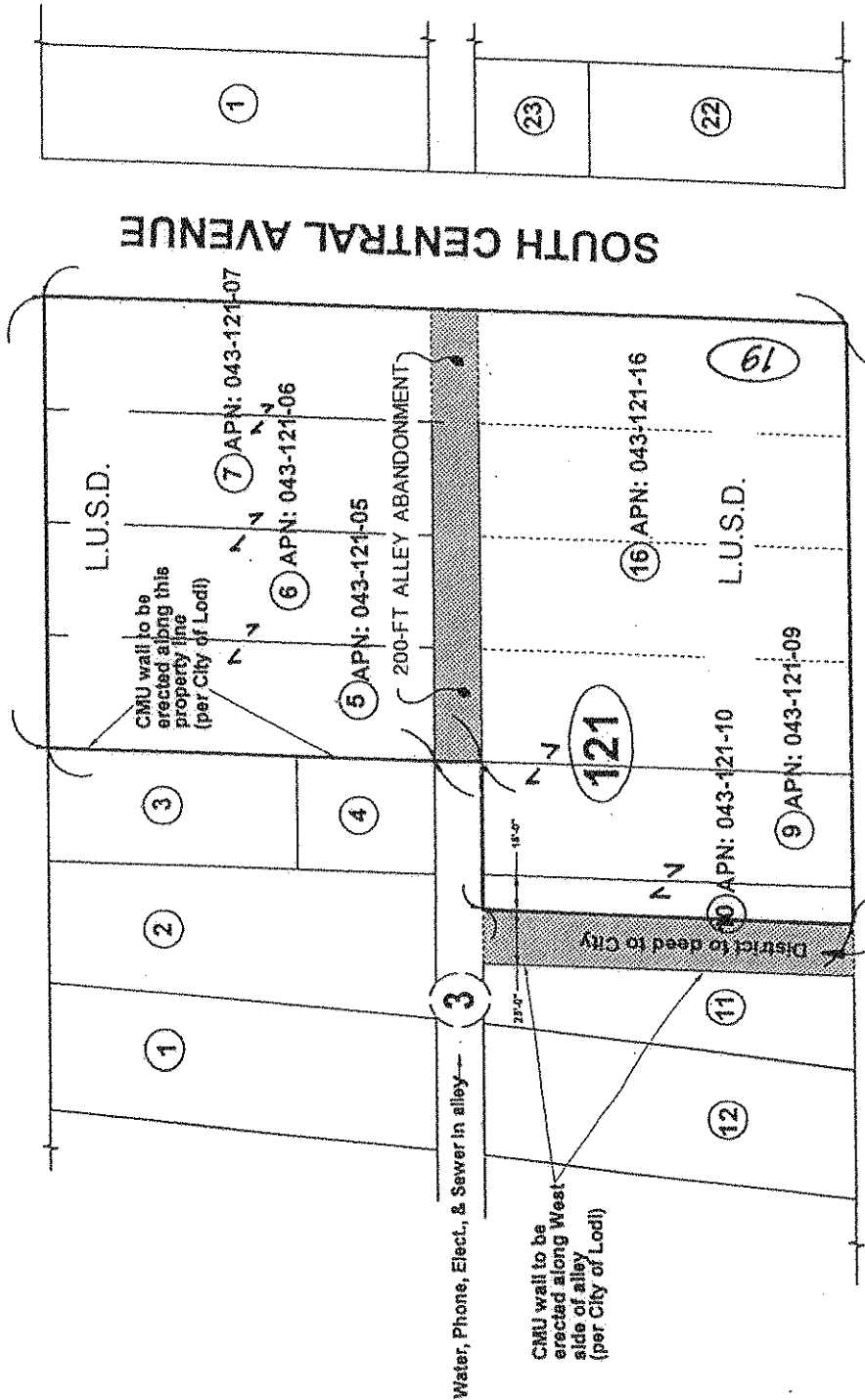
CITY OF LODI

PUBLIC WORKS DEPARTMENT

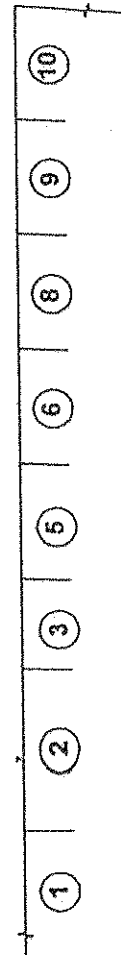
EXHIBIT B

ALLEY ABANDONMENT

EAST PINE STREET



EAST OAK STREET



Mr. & Mrs. Glen Blehm
719 West Walnut Street
Lodi, CA 95240
(209) 368-4180

RECEIVED

MAR 31 2003

March 25, 2003

City of Lodi
City Hall
222 West Pine Street
P.O. Box 3006
Lodi, CA 95241-1910



CITY OF LODI
COMMUNITY DEVELOPMENT DEPARTMENT

RE: RESOLUTION NO. 2003-47
Intention to vacate and abandon the east 200 feet of the alley
located west of Central Avenue and north of Oak Street

To Whom It May Concern:

We own property at 346 East Oak Street and we object to Resolution No. 2003-47 based on the following information.

Has anybody on the City Council or Planning Commission checked out the current congestion at the east end of the 300 block of East Oak Street?

If you vacate the east 200 feet of the existing alley and re-route the cars from the alley onto Oak Street, you're adding more traffic to a street that is already congested with traffic.

Most of the cars in the alley (and there are many) belong to residents living on East Pine Street. It's very obvious when you drive down the alley. Many homes in this area do not have driveways and residents must park their cars in the alley or on the street

Homeowners residing at the east end of the 300 block of East Oak Street currently deal with east and west bound Grape Line Bus traffic. The buses travel both ways on Oak Street approximately 3 times every hour. Plus, there are two bus stops at the corner of East Oak and Central Avenue that stop traffic and increase the congestion.

In addition to the bus traffic, parents drop-off and pick-up children at Charter Elementary School, also located at the east end of the 300 block of East Oak Street. When parents drop-off and pick-up their children, they often block driveways, park in the middle of the street (two cars deep), park in residents' driveways, and travel in reverse to escape the congestion. The children run across the street and run from behind parked cars which is very dangerous (and at the same time, the Grape Line Bus goes by).

Furthermore, teachers from Charter Elementary School park on the street all day with no regard for the residents who don't have off street parking. On Sundays there are church services and the worshipers also park on the street and block driveways (and at the same time, the Grape Line Bus goes by).

The 300 block of East Oak Street, especially the east end of the block (where the alley traffic will enter per Resolution No. 2003-47), is already overused, congested and at times dangerous.

I hope you will give attention to the above facts and perhaps reconsider your plans to add more traffic to this narrow, already congested, block of East Oak Street.

Sincerely,

A handwritten signature in dark ink, appearing to read "Glen & Helen Blehm", is written over a horizontal line.

Glen & Helen Blehm

cc: Lodi City Council
Lodi Planning Commission
Community Development Department
Richard Prima, Lodi Public Works Director

PLEASE RECORD AND RETURN TO:
Susan J. Blackston, City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

RESOLUTION NO. 2003-82

A RESOLUTION OF THE LODI CITY COUNCIL
VACATING THE EAST 200 FEET OF THE
ALLEY WEST OF CENTRAL AVENUE AND
NORTH OF OAK STREET

=====

WHEREAS, this City Council, acting in accordance with provisions of Part III of Division 9 of the Streets and Highways Code of this State, did on the 19th day of March, 2003, pass and adopt Resolution of Intention No. 2003-47 therein declaring the intention of said City Council to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, County of San Joaquin, State of California, at the time of completion and acceptance by the City of the realigned alley improvements south of the existing alley, reserving, however, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment, and more particularly described as follows, to wit:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached.

WHEREAS, said notice of said intended vacation was regularly given by publication and by posting, both in time, form, and manner as required by law as is evidence by affidavits on file and on record in the office of the City Clerk of the City of Lodi; and

WHEREAS, in accordance with the provisions stated herein and also contained in the posted notices of the adoption of said resolution, notice was given that a public hearing would be held before the City Council in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, beginning at 7:00 p.m. on Wednesday, May 7, 2003, where and when any person interested in or objecting to said vacation could appear and be heard in relation thereto; and

WHEREAS, at that time and place, a public hearing was held and conducted and testimony received for and against the vacation contemplated; and

WHEREAS, at the May 7, 2003, City Council meeting, from the evidence submitted, the City Council of the City of Lodi did determine that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, will be unnecessary for present or future public use when the realigned alley improvements south of the existing alley are completed and accepted by the City and did so find and declare; and

WHEREAS, the Planning Commission did find that the subject vacation was consistent with the General Plan of the City of Lodi.

NOW, THEREFORE, BE IT RESOLVED that pursuant to the findings and under the authority of Section 8323 of the Streets and Highways Code of the State of California, that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, and more particularly described below shall be abandoned upon completion and acceptance by the City of the realigned alley improvements:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached hereto.

Reserving, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Dated: May 7, 2003

=====

I hereby certify that Resolution No. 2003-82 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 7, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Howard, Land, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk



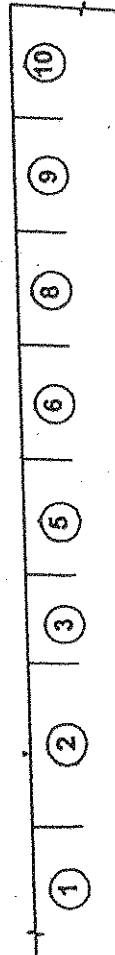
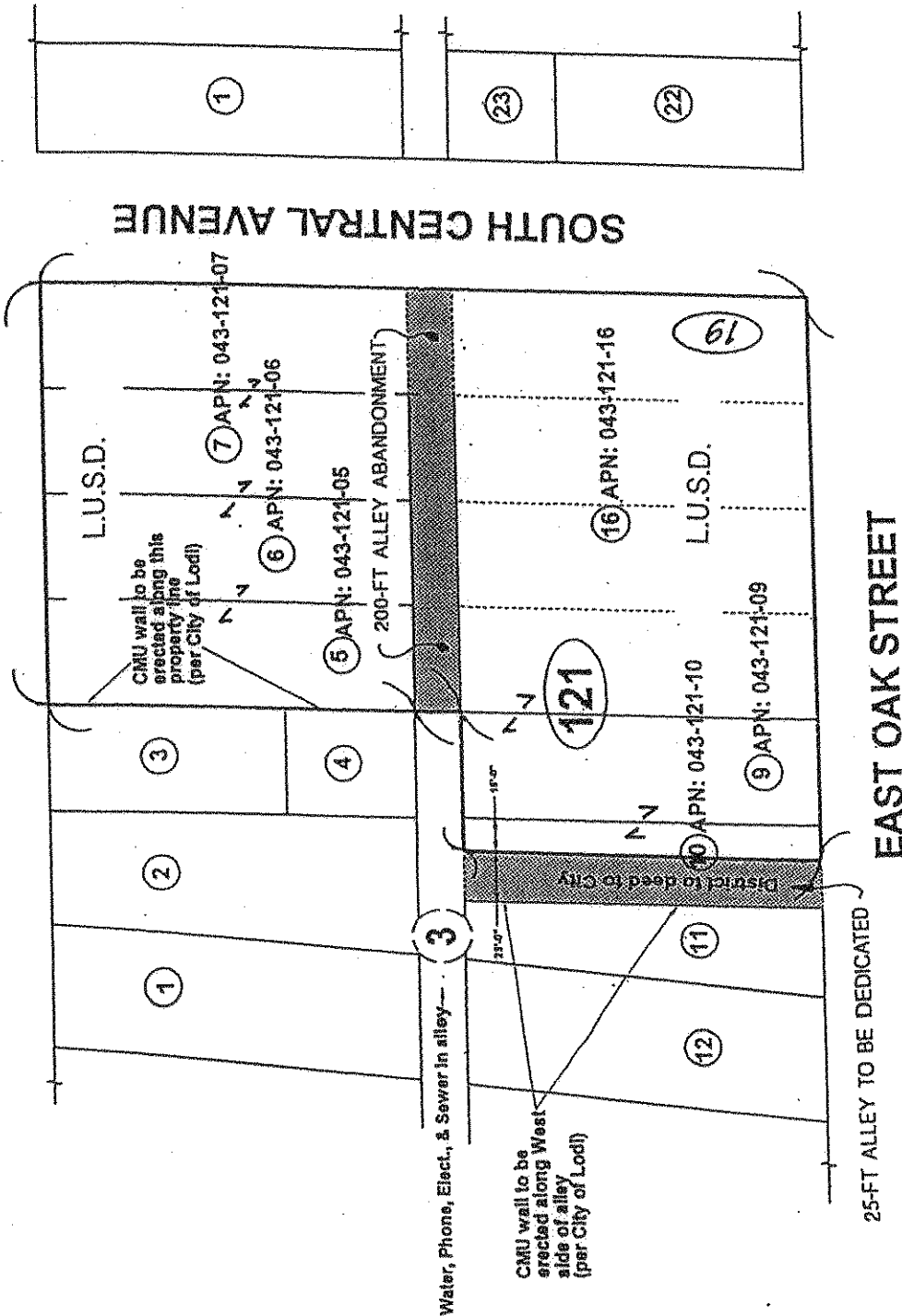
CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A

ALLEY ABANDONMENT

EAST PINE STREET





*Please immediately confirm receipt
of this fax by calling 333-6702*

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

SUBJECT: RESOLUTION OF INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST
OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO
THE PLANNING COMMISSION, AND FURTHER SETTING A PUBLIC HEARING

LEGAL AD

PUBLISH DATE: FRIDAY, APRIL 4, 2003
FRIDAY, APRIL 11, 2003

TEAR SHEETS WANTED: Three (3) please

SEND AFFIDAVIT AND BILL TO: SUSAN BLACKSTON, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: THURSDAY, MARCH 20, 2003

ORDERED BY:

PATRICIA OCHOA
ADMINISTRATIVE CLERK

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

Jennifer M. Perrin
JENNIFER M. PERRIN
DEPUTY CITY CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

Faxed to the Sentinel at 369-1084 at 11:46 am (time) on 3/20/03 (date) 3 (pages)
Kelsey 3/20/03 Phoned to confirm receipt of all pages at 11:50 (time) Jac Tricia JP (initials)

NOTICE OF PUBLIC HEARING

RESOLUTION NO. 2003-47

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS
INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST
OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING
THE MATTER TO THE PLANNING COMMISSION, AND FURTHER
SETTING A PUBLIC HEARING

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon the east 200 feet of the alley west of Central Avenue and north of Oak Street, as shown on Exhibit A attached hereto and thereby made a part hereof; and

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

BE IT FURTHER RESOLVED that this matter shall be referred to the Planning Commission for approval; and

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, May 7, 2003, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard; and

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of abandonment conspicuously along the line of the portion of the alley hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California; and

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to May 7, 2003, in the "Lodi News-Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: March 19, 2003

I hereby certify that Resolution No. 2003-47 was passed and adopted by the City Council of the City of Lodi in a regular meeting held March 19, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Land, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Howard

ABSTAIN: COUNCIL MEMBERS – None

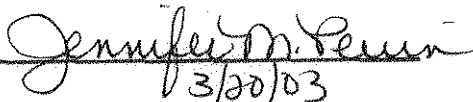
The foregoing document is certified to be a correct
copy of the original on file in the City Clerk's Office.

Jennifer M. Perrin
Deputy City Clerk, City of Lodi



SUSAN J. BLACKSTON
City Clerk

By:
Dated:


3/20/03

2003-47

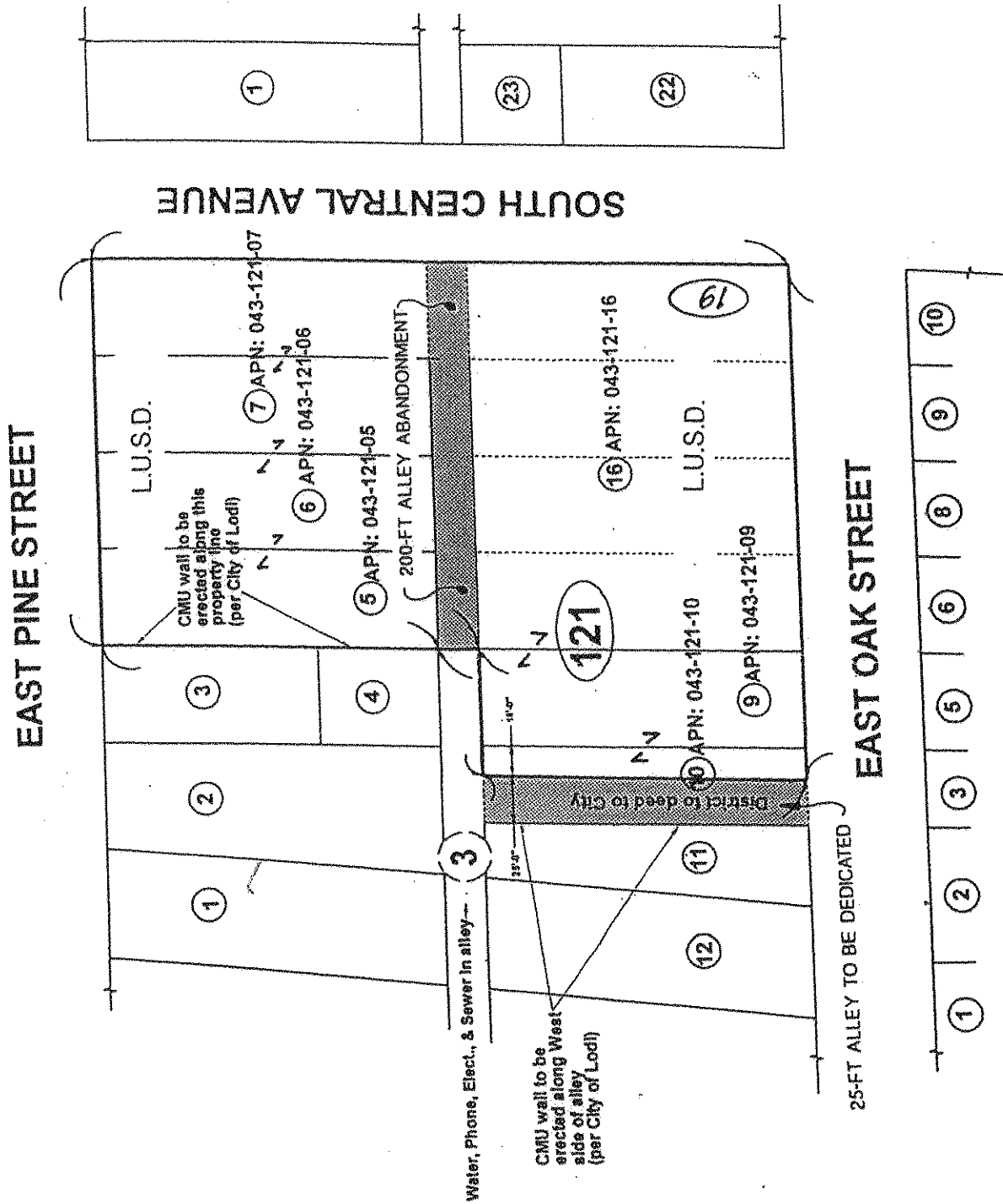


CITY OF LODI

PUBLIC WORKS DEPARTMENT

EXHIBIT A

ALLEY ABANDONMENT





DECLARATION OF POSTING

RESOLUTION OF INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND FURTHER SETTING A PUBLIC HEARING

On Thursday, March 20, 2003, in the City of Lodi, San Joaquin County, California, a copy of the Resolution of Intention to Vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, referring the matter to the Planning Commission, and setting a public hearing (attached hereto, marked Exhibit "A") was posted at the following locations:

Lodi Public Library
Lodi City Clerk's Office
Lodi City Hall Lobby
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 20, 2003, at Lodi, California.

ORDERED BY:

**SUSAN J. BLACKSTON
CITY CLERK**

Jacqueline L. Taylor
Deputy City Clerk

Patricia Ochoa
Administrative Clerk

Jennifer M. Perrin
Jennifer M. Perrin
Deputy City Clerk



DECLARATION OF MAILING

RESOLUTION OF INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND FURTHER SETTING A PUBLIC HEARING

On March 20, 2003, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Resolution of Intention to Vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, referring the matter to the Planning Commission, and further setting a public hearing, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 20, 2003, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON
CITY CLERK, CITY OF LODI**

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK


JENNIFER M. PERRIN
DEPUTY CITY CLERK

PATRICIA OCHOA
ADMINISTRATIVE CLERK

CITY COUNCIL

SUSAN HITCHCOCK, Mayor
EMILY HOWARD
Mayor Pro Tempore
JOHN BECKMAN
LARRY D. HANSEN
KEITH LAND

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702
FAX (209) 333-6807
cityclrk@lodi.gov

H. DIXON FLYNN
City Manager
SUSAN BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney

EXHIBIT A

March 20, 2003

TO: Interested Parties


**VACATION: TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF
CENTRAL AVENUE AND NORTH OF OAK STREET**

This is to inform you that the City Council, at its regular meeting on March 19, 2003, adopted a Resolution of Intention to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street and set a public hearing for May 7, 2003.

Enclosed for your information is a certified copy of the resolution along with a map of the area to be abandoned.

In addition, this matter has been referred to the Planning Commission and will be heard at its regular meeting of April 23, 2003. Please contact the Community Development Department at (209) 333-6711 if you have any questions.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.


Susan J. Blackston
City Clerk

SJB/jmp

Enclosure

cc: Public Works Director
Community Development Director

**VACATION / ABANDONMENT
MAILING LIST**

EXHIBIT B

RESOLUTION OF INTENTION (Setting Public Hearing)

Certified copy w/cover letter to:

PG&E
12 W. Pine Street
Lodi, CA 95240

AT&T
6343 Tam O'Shanter Drive
Stockton, CA 95210

Pacific Bell
44 W. Yokuts Avenue
Stockton, CA 95207

Central Valley Waste Services
P.O. Box 241001
Lodi, CA 95241-9501

Chief Deputy County Surveyor
Attn: Joe Bussalacci
1810 E. Hazelton Avenue
Stockton, CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

RESOLUTION OF VACATION (After Public Hearing)

Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

|||||
MEEK MICHAEL D
325 E PINE ST
LODI CA 95240

|||||
ARAMBULA MARIA G
11318 HERMS ST
NORWALK CA 90650

|||||
MALDONADO JOSE G & YADIRA
317 1/2 E PINE ST
LODI CA 95240

|||||
BISTOLARIDES MARIA TR
511 E PINE ST
LODI CA 95240

|||||
GARCIA RAMON & JACKIE
7666 SANTA INES CT
STOCKTON CA 95207

|||||
LODI UNIFIED SCHOOL DISTRICT
1305 E VINE ST
LODI CA 95240

|||||
BROWN CONSTANCE S ETAL
2312 GRENOBLE DR
LODI CA 95242

|||||
BISTOLARIDES MARIA TR
511 E PINE ST
LODI CA 95240

|||||
ESQUIVEL JESSE J & KATHRYN B
1397 KOLLN ST
PLEASANTON CA 94566

|||||
MARTIN ROBERT L & S E
5057 E HARNEY LN
LODI CA 95240

|||||
HESS IDA M TR
1505 W IRIS DR
LODI CA 95242

|||||
MCKENZIE JAMES L & DEBRA M
349 E PINE ST
LODI CA 95240

|||||
WOODWARD RICHARD & MICHELE
345 E PINE ST
LODI CA 95240

|||||
OROZCO JORGE & SONIA
343 E PINE ST
LODI CA 95240

|||||
VUONG JOE
339 E PINE ST
LODI CA 95240

|||||
SILIVERDIS DAN & TASIA TR
550 VIRGINIA AVE
LODI CA 95242

|||||
LEUNG YAU HING & WAI
333 E PINE ST
LODI CA 95240

|||||
KHAN ZAMURAD & BIBI ETAL
413 E PINE ST
LODI CA 95240

|||||
AKBAR SHER & O J
816 S CENTRAL APT B
LODI CA 95240

|||||
GREEN CAMILLE
405 E PINE ST
LODI CA 95240

|||||
MATUSICH RICHARD G & BRENDA T
7964 KEMPER CT
PLEASANTON CA 94588

|||||
GLENN JERRY L ETAL
4341 ST ANDREWS DR
STOCKTON CA 95219

|||||
FUKUNAGA RITSUYE TR
14704 N BECKMAN RD
LODI CA 95240

|||||
LITFIN ROBERT & P TRS
1445 S CHEROKEE LN
LODI CA 95240

|||||
BENNETT DEAN A & JUANITA M
713 W KETTLEMAN LN
LODI CA 95240

|||||
BLAYNEY DOUGLAS I & B J
327 E OAK ST
LODI CA 95240

|||||
MCCARVER DARRELL & CYNTHIA
326 E OAK ST
LODI CA 95240

|||||
KORT DOUGLAS M & JUNELLA M TR
2311 W COCHRAN RD
LODI CA 95242

|||||
MENDOZA REY ETAL
334 E OAK ST
LODI CA 95240

|||||
KONSCHAK VIRGIL & JANIS TR
338 E OAK ST
LODI CA 95240

|||||
RUIZ JOSEPHINE M
342 E OAK ST
LODI CA 95240

|||||
TORRES JOSEPHINE L
342 1/2 E OAK ST
LODI CA 95240

|||||
BLEHM GLEN H & H TRS
719 W WALNUT ST
LODI CA 95240

|||||
MCGINN SANDRA J ETAL
350 E OAK ST
LODI CA 95240

|||||
MCGINN JAMES J & S J
354 E OAK ST
LODI CA 95240

|||||
MUNOZ ANTONIO & MARIA D
111 S CENTRAL AVE
LODI CA 95240

|||||
GISLER MARK ANTHONY & MARY TR
25361 N LINN RD
ACAMPO CA 95220

|||||
GISLER MARK A & MARY P
25361 N LINN RD
ACAMPO CA 95220

|||||
GIES LORI H
416 E PINE ST
LODI CA 95240

|||||
KOTAKA DENIS & GAYNER
417 E OAK ST
LODI CA 95240

|||||
WIERSCH GORDON H & BARBARA
TR
16716 EL BALCON AVE
SAN LEANDRO CA 94578

|||||
TAYLOR SHIRLEY J
415 E OAK ST
LODI CA 95240

|||||
OTTO TODD J & CYNTHIA
8194 E PELTIER RD
ACAMPO CA 95220

|||||
CLARK PAMELA MAE
4995 E HARNEY LON
LODI CA 95240

|||||
GILLESPIE MARY ETAL
401 E OAK ST
LODI CA 95240

|||||
SINGH IINDER
16 S CENTRAL AVE
LODI CA 95240

|||||
GUDDAL MICHAEL H
1313 COLGATE DR
DAVIS CA 95616

|||||
BEGUM SAJIDA
116 S CENTRAL AVE
LODI CA 95240

|||||
ORDONEZ HORACIO R & M
1010 S GARFIELD
LODI CA 95240

|||||
WELCH JANICE P TR
933 W TURNER RD
LODI CA 95242

|||||
DAVID SOLOMON
4719 QUAIL LAKES DR #G-193
STOCKTON CA 95207



DECLARATION OF MAILING

RESOLUTION/ORDER TO VACATE THE EAST 200 FEET OF THE ALLY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

On May 9, 2003, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Resolution/Order to Vacate the east 200 feet of the ally west of Central Avenue and North of Oak Street, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 9, 2003, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON
CITY CLERK, CITY OF LODI**

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

PATRICIA OCHOA
ADMINISTRATIVE CLERK

CITY COUNCIL

SUSAN HITCHCOCK, Mayor

EMILY HOWARD

Mayor Pro Tempore

JOHN BECKMAN

LARRY D. HANSEN

KEITH LAND

CITY OF LODI

CITY HALL, 221 WEST PINE STREET

P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

(209) 333-6702

FAX (209) 333-6807

cityclrk@lodi.gov

H. DIXON FLYNN

City Manager

SUSAN BLACKSTON

City Clerk

RANDALL A. HAYS

City Attorney

EXHIBIT A

May 8, 2003


TO: Interested Parties

**VACATION: TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF
CENTRAL AVENUE AND NORTH OF OAK STREET**

This is to inform you that the City Council at its regular meeting on May 7, 2003, considered the above matter and declared the area vacated and abandoned.

Enclosed for your information is a certified copy of the resolution along with a map of the abandoned area.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.



Susan J. Blackston
City Clerk

SJB/jmp

Enclosure

cc: Public Works Director

PLEASE RECORD AND RETURN TO:
Susan J. Blackston, City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

RESOLUTION NO. 2003-82

A RESOLUTION OF THE LODI CITY COUNCIL
VACATING THE EAST 200 FEET OF THE
ALLEY WEST OF CENTRAL AVENUE AND
NORTH OF OAK STREET

=====

WHEREAS, this City Council, acting in accordance with provisions of Part III of Division 9 of the Streets and Highways Code of this State, did on the 19th day of March, 2003, pass and adopt Resolution of Intention No. 2003-47 therein declaring the intention of said City Council to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, County of San Joaquin, State of California, at the time of completion and acceptance by the City of the realigned alley improvements south of the existing alley, reserving, however, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment, and more particularly described as follows, to wit:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached.

WHEREAS, said notice of said intended vacation was regularly given by publication and by posting, both in time, form, and manner as required by law as is evidence by affidavits on file and on record in the office of the City Clerk of the City of Lodi; and

WHEREAS, in accordance with the provisions stated herein and also contained in the posted notices of the adoption of said resolution, notice was given that a public hearing would be held before the City Council in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, beginning at 7:00 p.m. on Wednesday, May 7, 2003, where and when any person interested in or objecting to said vacation could appear and be heard in relation thereto; and

WHEREAS, at that time and place, a public hearing was held and conducted and testimony received for and against the vacation contemplated; and

WHEREAS, at the May 7, 2003, City Council meeting, from the evidence submitted, the City Council of the City of Lodi did determine that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, will be unnecessary for present or future public use when the realigned alley improvements south of the existing alley are completed and accepted by the City and did so find and declare; and

WHEREAS, the Planning Commission did find that the subject vacation was consistent with the General Plan of the City of Lodi.

NOW, THEREFORE, BE IT RESOLVED that pursuant to the findings and under the authority of Section 8323 of the Streets and Highways Code of the State of California, that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, and more particularly described below shall be abandoned upon completion and acceptance by the City of the realigned alley improvements:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached hereto.

Reserving, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Dated: May 7, 2003

=====

I hereby certify that Resolution No. 2003-82 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 7, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Howard, Land, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

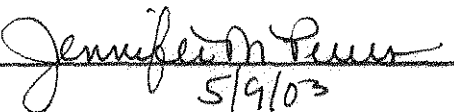
The foregoing document is certified to be a correct copy of the original on file in the City Clerk's Office.

Jennifer M. Perrin
Deputy City Clerk, City of Lodi



SUSAN J. BLACKSTON
City Clerk

By:
Dated:



5/9/03



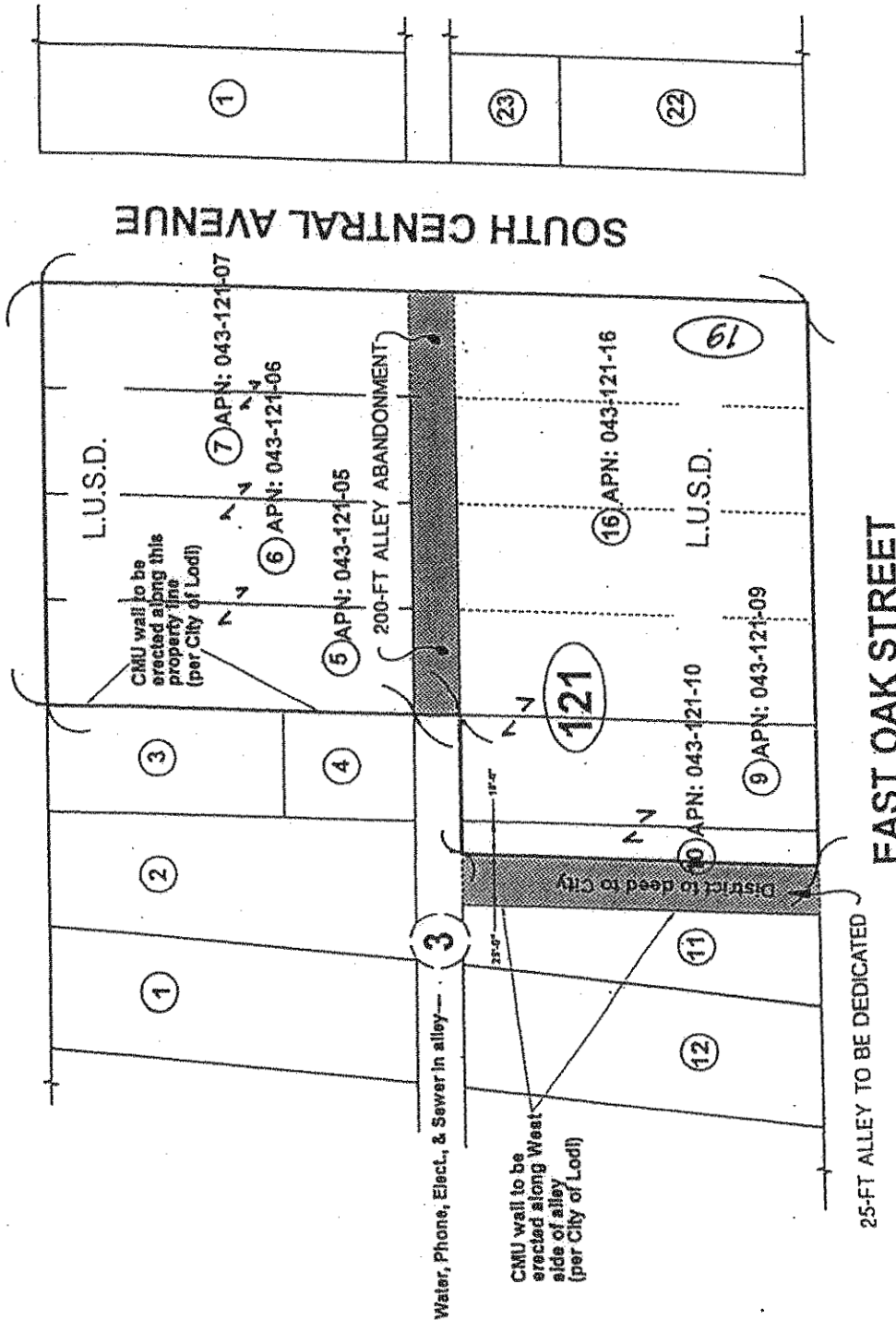
CITY OF LODI

PUBLIC WORKS DEPARTMENT

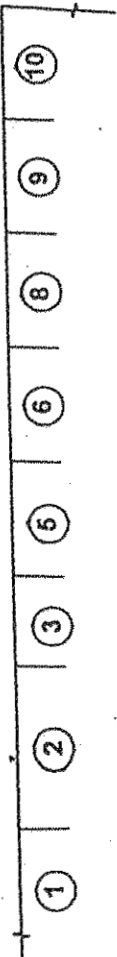
EXHIBIT A

ALLEY ABANDONMENT

EAST PINE STREET



EAST OAK STREET



**VACATION / ABANDONMENT
MAILING LIST**

RESOLUTION OF INTENTION (Setting Public Hearing)Certified copy w/cover letter to:

PG&E
12 W. Pine Street
Lodi, CA 95240

AT&T
6343 Tam O'Shanter Drive
Stockton, CA 95210

Pacific Bell
44 W. Yokuts Avenue
Stockton, CA 95207

Central Valley Waste Services
P.O. Box 241001
Lodi, CA 95241-9501

Chief Deputy County Surveyor
Attn: Joe Bussalacci
1810 E. Hazelton Avenue
Stockton, CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

RESOLUTION OF VACATION (After Public Hearing)Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

EXHIBIT B

|||||
MEEK MICHAEL D
325 E PINE ST
LODI CA 95240

|||||
ARAMBULA MARIA G
11318 HERMS ST
NORWALK CA 90650

|||||
MALDONADO JOSE G & YADIRA
317 1/2 E PINE ST
LODI CA 95240

|||||
BISTOLARIDES MARIA TR
511 E PINE ST
LODI CA 95240

|||||
GARCIA RAMON & JACKIE
7666 SANTA INES CT
STOCKTON CA 95207

|||||
LODI UNIFIED SCHOOL DISTRICT
1305 E VINE ST
LODI CA 95240

|||||
BROWN CONSTANCE S ETAL
2312 GRENOBLE DR
LODI CA 95242

|||||
BISTOLARIDES MARIA TR
511 E PINE ST
LODI CA 95240

|||||
ESQUIVEL JESSE J & KATHRYN B
1397 KOLLN ST
PLEASANTON CA 94566

|||||
MARTIN ROBERT L & S E
5057 E HARNEY LN
LODI CA 95240

|||||
HESS IDA M TR
1505 W IRIS DR
LODI CA 95242

|||||
MCKENZIE JAMES L & DEBRA M
349 E PINE ST
LODI CA 95240

|||||
WOODWARD RICHARD & MICHELE
345 E PINE ST
LODI CA 95240

|||||
OROZCO JORGE & SONIA
343 E PINE ST
LODI CA 95240

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VUONG JOE
339 E PINE ST
LODI CA 95240

|||||
SILIVERDIS DAN & TASIA TR
550 VIRGINIA AVE
LODI CA 95242

|||||
LEUNG YAU HING & WAI
333 E PINE ST
LODI CA 95240

|||||
KHAN ZAMURAD & BIBI ETAL
413 E PINE ST
LODI CA 95240

|||||
AKBAR SHER & O J
816 S CENTRAL APT B
LODI CA 95240

|||||
GREEN CAMILLE
405 E PINE ST
LODI CA 95240

|||||
MATUSICH RICHARD G & BRENDA T
7964 KEMPER CT
PLEASANTON CA 94588

|||||
GLENN JERRY L ETAL
4341 ST ANDREWS DR
STOCKTON CA 95219

|||||
FUKUNAGA RITSUYE TR
14704 N BECKMAN RD
LODI CA 95240

|||||
LITFIN ROBERT & P TRS
1445 S CHEROKEE LN
LODI CA 95240

|||||
BENNETT DEAN A & JUANITA M
713 W KETTLEMAN LN
LODI CA 95240

|||||
BLAYNEY DOUGLAS I & B J
327 E OAK ST
LODI CA 95240

|||||
MCCARVER DARRELL & CYNTHIA
326 E OAK ST
LODI CA 95240

|||||
KORT DOUGLAS M & JUNELLA M TR
2311 W COCHRAN RD
LODI CA 95242

|||||
MENDOZA REY ETAL
334 E OAK ST
LODI CA 95240

|||||
KONSCHAK VIRGIL & JANIS TR
338 E OAK ST
LODI CA 95240

|||||
RUIZ JOSEPHINE M
342 E OAK ST
LODI CA 95240

|||||
TORRES JOSEPHINE L
342 1/2 E OAK ST
LODI CA 95240

|||||
BLEHM GLEN H & H TRS
719 W WALNUT ST
LODI CA 95240

|||||
MCGINN SANDRA J ETAL
350 E OAK ST
LODI CA 95240

|||||
MCGINN JAMES J & S J
354 E OAK ST
LODI CA 95240

|||||
MUNOZ ANTONIO & MARIA D
111 S CENTRAL AVE
LODI CA 95240

|||||
GISLER MARK ANTHONY & MARY TR
25361 N LINN RD
ACAMPO CA 95220

|||||
GISLER MARK A & MARY P
25361 N LINN RD
ACAMPO CA 95220

|||||
GIES LORI H
416 E PINE ST
LODI CA 95240

|||||
KOTAKA DENIS & GAYNER
417 E OAK ST
LODI CA 95240

|||||
WIERSCH GORDON H & BARBARA
16716 EL BALCON AVE
SAN LEANDRO CA 94578

|||||
TAYLOR SHIRLEY J
415 E OAK ST
LODI CA 95240

|||||
OTTO TODD J & CYNTHIA
8194 E PELTIER RD
ACAMPO CA 95220

|||||
CLARK PAMELA MAE
4995 E HARNEY LON
LODI CA 95240

|||||
GILLESPIE MARY ETAL
401 E OAK ST
LODI CA 95240

|||||
SINGH INDER
16 S CENTRAL AVE
LODI CA 95240

|||||
GUDDAL MICHAEL H
1313 COLGATE DR
DAVIS CA 95616

|||||
BEGUM SAJIDA
116 S CENTRAL AVE
LODI CA 95240

|||||
ORDONEZ HORACIO R & M
1010 S GARFIELD
LODI CA 95240

|||||
WELCH JANICE P TR
933 W TURNER RD
LODI CA 95242

|||||
DAVID SOLOMON
4719 QUAIL LAKES DR #G-193
STOCKTON CA 95207



DECLARATION OF MAILING

RESOLUTION/ORDER TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

On May 9, 2003, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Resolution/Order to Vacate the east 200 feet of the alley west of Central Avenue and North of Oak Street, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 9, 2003, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON
CITY CLERK, CITY OF LODI**

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

PATRICIA OCHOA
ADMINISTRATIVE CLERK